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FILED

AUG 26 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Shawn Alls

Plaintiff,

CASE NO. CV-08-3807 PJH
(PR)

vs.

Ben Curry., et.. al.

Defendant.

**PRISONER'S
APPLICATION TO PROCEED
IN FORMA PAUPERIS**

I, Shawn Alls, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes No

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: .30¢ A hour; (120 hour limit) Net: # 36.00 A MONTH

Employer: California Department of Corrections and Rehabilitation; Soledad, Correctional Training Facility (CTF)

PJH

1 If the answer is "no," state the date of last employment and the amount of the gross and net
2 salary and wages per month which you received. (If you are imprisoned, specify the last
3 place of employment prior to imprisonment.)

4 NA
5 _____
6 _____

7 2. Have you received, within the past twelve (12) months, any money from any of the
8 following sources:

9 a. Business, Profession or Yes No X
10 self employment

11 b. Income from stocks, bonds, Yes No X
12 or royalties?

13 c. Rent payments? Yes No X

14 d. Pensions, annuities, or Yes No X
15 life insurance payments?

16 e. Federal or State welfare payments, Yes No X
17 Social Security or other govern-
18 ment source?

19 If the answer is "yes" to any of the above, describe each source of money and state the amount
20 received from each.

21 NA
22 _____

23 3. Are you married? Yes No X

24 Spouse's Full Name: NA

25 Spouse's Place of Employment: NA

26 Spouse's Monthly Salary, Wages or Income:

27 Gross \$ NA Net \$ NA

28 4. a. List amount you contribute to your spouse's support: \$ NA

1 b. List the persons other than your spouse who are dependent upon you for
 2 support and indicate how much you contribute toward their support. (NOTE:
 3 For minor children, list only their initials and ages. DO NOT INCLUDE
 4 THEIR NAMES.).

5 NA

6
 7 5. Do you own or are you buying a home? Yes No

8 Estimated Market Value: \$ NA Amount of Mortgage: \$ NA

9 6. Do you own an automobile? Yes No

10 Make NA Year NA Model NA

11 Is it financed? Yes No If so, Total due: \$ NA

12 Monthly Payment: \$ NA

13 7. Do you have a bank account? Yes No (Do not include account numbers.)

14 Name(s) and address(es) of bank: BANK of AMERICA ; address (NA)

15

16 Present balance(s): \$ approximately # 700.00

17 Do you own any cash? Yes No Amount: \$ NA

18 Do you have any other assets? (If "yes," provide a description of each asset and its estimated
 19 market value.) Yes No

20

21 8. What are your monthly expenses?

22 Rent: \$ NA Utilities: NA

23 Food: \$ # 36.00 Clothing: _____

24 Charge Accounts:

| Name of Account | Monthly Payment | Total Owed on This Acct. |
|-----------------|-----------------|--------------------------|
| <u>NA</u> | \$ " " | \$ " " |
| <u>NA</u> | \$ " " | \$ " " |
| <u>NA</u> | \$ " " | \$ " " 9. Do |

1 you have any other debts? (List current obligations, indicating amounts and to whom they are
2 payable. Do not include account numbers.)

3 NA

4

5 10. Does the complaint which you are seeking to file raise claims that have been presented
6 in other lawsuits? Yes No Y

7 Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in
8 which they were filed.

9 NA

10

11 I consent to prison officials withdrawing from my trust account and paying to the court
12 the initial partial filing fee and all installment payments required by the court.

13 I declare under the penalty of perjury that the foregoing is true and correct and
14 understand that a false statement herein may result in the dismissal of my claims.

15

16 8-20-08

17 DATE

Howard AL

SIGNATURE OF APPLICANT

18

19

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28

FILED

08 AUG 26 PM 1:31

1 RICHARD G. VIEKING
2 CLERK, U.S. DISTRICT COURT
3 NORTHERN DISTRICT OF CALIFORNIA

Case Number: C08-3807 PJH

9 CERTIFICATE OF FUNDS

10 IN

11 PRISONER'S ACCOUNT

12
13 I certify that attached hereto is a true and correct copy of the prisoner's trust account
14 statement showing transactions of ALLS E 62453 for the last six months
15 at **CORRECTIONAL TRAINING FACILITY**
16 **P.O. BOX 686**
17 **SOLEDAD, CA 93960** [prisoner name]
18 **ATTN: TRUST OFFICE** where (s)he is confined.

[name of institution]

19 I further certify that the average deposits each month to this prisoner's account for the
20 most recent 6-month period were \$ 30.98 and the average balance in the prisoner's
21 account each month for the most recent 6-month period was \$ 61.02.

22
23 Dated: 8-22-08

Brenda Nation, Acct Technician

24 [Authorized officer of the institution]

25
26 **CORRECTIONAL TRAINING FACILITY**
27 **P.O. BOX 686**
28 **SOLEDAD, CA 93960**
29 **ATTN: TRUST OFFICE**



THE WITHIN INSTRUMENT IS A CORRECT
COPY OF THE TRUST ACCOUNT MAINTAINED
BY THIS OFFICE.

ATTEST: 8-22-08

CALIFORNIA DEPARTMENT OF CORRECTIONS

BY Brenda Nation
TRUST OFFICE

Brenda Nation
Account Technician

Shaw Hills C. 6440
P.O. Box 689 (cont.)
Solana CA. 93760

2-208.

leg / Mpl
//

RECEIVED
U.S. DISTRICT COURT
NORTH DIST. OF CALIF.

QJH



OFFICE OF THE CLERK (R.W. WIEKNER)
U.S. DISTRICT COURT, NORTH DIST. OF CALIF.
450 GOLDEN GATE AVENUE
SAN FRANCISCO, CALIFORNIA 94102

and
National
Guard
Report



8.25.08